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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Akifumi Nakada

SERIAL NO.: 09/832,488 ART UNIT: 2145

FILED: April 11, 2001 EXAMINER: Ajay M. Bhatia

TITLE: METHOD HANDLING METHOD, FOR MOBILE AGENT IN A

DISTRIBUTED COMPUTER ENVIRONMENT

ATTORNEY DOCKET NO.: 954-007861-US(DO1)

Mail Stop Petition

Commissioner of Patents

PO Box 1450

Alexandria, VA 22313-1450

#### PETITION TO WITHDRAW THE HOLDING OF ABANDONMENT UNDER M.P.E.P. §\$711.02 and 711.03(c)

Sir:

The applicant petitions for the withdrawal of the holding of abandonment and the issuance of a new Office Action for the above-identified United States patent application.

In an Office communication from the United States Patent and Trademark Office Mailed March 2, 2006, the undersigned was notified of the abandonment of the subject application for failure to respond to an Office letter mailed June 15, 2005. Upon an inquiry to the Patent Office, Applicant was advised that an Office Action was mailed by the Patent Office on June 15, 1006. Applicant submits that said Office Action was never received.

this

The applicant hereby petitions for the withdrawal of this holding of abandonment and request the issuance of a new Office Action setting a new time period during which Applicant may respond. This petition is requested under M.P.E.P. §§711.02 and 711.03(c), and the District Court, District of Columbia's decision in Delgar, Inc. v. Schuyler, 172 USPQ 513 (D.D.C. 1971) because the Office Action mailed June 15, 2005 was not received by the applicant.

The failure to respond to the Office Action was unintentional and caused by circumstances beyond Applicant's knowledge or control, as evidenced by the declaration of Applicant's Attorney, attached as Appendix I. Applicant submits further evidence in Exhibits A-C of Appendix I in support of this Petition.

In accordance with MPEP, section 711.03(c), the following is submitted with this petition: (1) a statement by Applicant's attorney that the Office action was not received by Applicant's attorney (see paragraph 1 of Declaration); (2) a statement attesting that a search of the file jacket and docket records indicates that the Office action was not received (see paragraph 6 of the Declaration); and (3) a copy of the mail log and docket record for the time period during which the non-received Office action would have been entered had it been received (see Exhibits A and B to the Declaration).

It is the understanding of Applicant that no fees will be charged for this petition. Please charge Deposit Account 16-1350 for any additional fee required.

ally submitted,

Zieglar,

Date

28 MARCH 2004

Reg. No. 44,004

Perman & Green, LLP 425 Post Road Fairfield, CT 06824 (203) 259-1800 Customer No.: 2512

#### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date indicated below as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 28 March 2006

Signature:



#### APENDIX I

#### THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Akifumi Nakada

SERIAL NO.: 09/832,488

ART UNIT: 2145

FILED: April 11, 2001

EXAMINER: Ajay M. Bhatia

TITLE: METHOD HANDLING METHOD, FOR MOBILE AGENT IN A DISTRIBUTED

COMPUTER ENVIRONMENT

ATTORNEY DOCKET NO.: 954-007861-US(PAR)

Mail Stop Petition

Commissioner of Patents

PO Box 1450

Alexandria, VA 22313-1450

#### DECLARATION IN SUPPORT OF PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER MPEP 711.03(a)

#### Sir:

In support of the attached Petition to Withdraw the Holding of Abandonment I, Geza C. Ziegler, Attorney for Applicant, registration number 44,004, do hereby declare that:

- (1) Upon information and belief, the Office Action, which was issued by the Patent & Trademark Office in the subject Application on June 15, 2005 was never received by Applicant's Attorney until obtained on the Internet by Applicant's Attorney after receiving the Notice of Abandonment on March 6, 2006;
- (2) Upon information and belief, our docketing clerk, in accordance with the standard docketing practice employed by the law firm of Perman & Green, LLP, 425 Post Road, Fairfield, CT

- 06824, (hereinafter referred to as the Firm), manually records docketable communications in the Daily Mail Log on days when such docketable communications are received. Our docketing clerk does not create a log sheet in the Daily Mail Log on days when no docketable communications are received. This practice was in place and continuously performed during the period when the June 15, 2005 Office Action would have been received at the Firm;
- (3) Exhibit A is comprised of copies of the consecutive mail log sheets from the Daily Mail Log that is maintained by our docketing clerk for the period running from June 1, 2005 through August 31, 2005. Upon information and belief, Exhibit A indicates all of the Office communications docketed by our docketing clerk, between the above mentioned dates. Any docketed Office communication having a mailing date of June 15, 2005 would have been recorded within the pages comprising Exhibit A;
- (4) Exhibit A, shows that six Office communications having mailing dates of June 15, 2005 were received by the firm. None of said Office communications were in reference to the instant patent application. A search of the file jackets for the applications corresponding to the above six comunications revealed that the office action dated June 15, 2005 for the subject application was not mis-filed therein;
- 5) As a separate part of the standard docketing procedures set up by the Firm and in place at the time of the events stated herein, a computerized docket system was employed to record prosecution events with respect to specific applications. As part of the standard docketing system used by the Firm, our docketing clerk updates the data base whenever a document requiring a

response is received from the Patent Office. Attached as Exhibit B is a report dated 27 March 2006 relating to docket file 954-007861 US(DO1) which indicates that no Office Action was docketed, and further a search of the Docket records of the firm confirms that there were no communications docketed having due dates of September 15, 2005, other than the six items indicated in paragraph 4 above;

- (6) a search of the file jacket of the subject application associated with said application indicates that the June 15, 2005 Office Action was not received;
- (7) On March 6, 2006, a Notice of Abandonment was received by the Firm in the subject application. This Notice was prompted by a inquiry by Applicant's Attorney. A copy of the Notice of Abandonment is attached hereto as Exhibit C. This was the first time I became aware that a Office Action had been issued in this application. An investigation was immediately undertaken to discover the events leading up to the Notice of Abandonment and we have concluded, based on the above facts, that the Office Action was not received. Work on the Petition to Withdraw Holding of Abandonment commenced at the time of receipt of the Notice of Abandonment and has proceeded diligently until filed; and

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and believe are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that

such will false statements may jeopardize the validity of the application or any patent issued thereon.

Geza C. Ziegler, Jr Reg. No. 44,004

MAR 3 0 2006

28 MARCH 2006

Perman & Green, LLP 425 Post Road Fairfield, CT 06824 (203) 259-1800 Customer No.: 2512

#### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date indicated below as first class mail in an envelope addressed to Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 28 North 2006

Signature:

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DATE: 120PCJ (0-1-05

### DAILY MAIL LOG

ATTY.	Γ <b>Υ</b> . ,	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DITE
320	3	810-0105504XPM	5-36-05	Legip Ash Loca	300 100
HIS	S	774-010234 JCPM	3-LG-G	``	10-10-0
JVG	7	297-CHPO10-CPE	5-23-05	1/	0 4 6°- 8
G-A		(244)50- MCC10-480)	20-98-9	Missing Park	1000-1
G+		886-012211-US/PAP	50-56-5	0 "	7-35-05
RDG	h	460-010938-US(AR)	5-35-05	US-FINAL	8-25-05
Omr	3	939-011495US(PAR)	5-77-05	¥	8-27-05
HIG		460-010-02H	5-31-05	h	8-31-00
S3		(382)21-10/110-38L	5-24-05	"	8-24-05
Q.3	4	785-01115-08P	5-33-05	//	8 27-CB
RDG		291-010397-15(PR)	<	US-3mon	8-20-05
¥9		704-011550-US(PAR)	5-23-05	1,	8-33-(B)
		185-0110-285	5-46-5	h	8-24-05
67	7	170-01164-US(PAR)	5-25-05	"	8-36-05
5		10-011699-US(PAR)	5-35-05	Not of Tre. Idolu	6-10-05
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DATE: MON. 10-10-05

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ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	ACTION DUE
ROG	460-09986-02P	JO-2-05	Advisory Action	DU 37-06-8
MMQ	473-010326-05 (PAR)	Co-1-9)	7	0050-0-6
RDG	460-010126-05/PAP	3-6-9	11	8-23-600
G-A	185 0 1000 15 (PAD)	6-2-05	Rest Mar	7-8-1
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T Ĉ	4113-010-63-US(PAP	50-2-9	Advisor, Artion	S(7-11C- 0)
HIS	873-011174-US (PAR	(-3-05	$\Gamma$	7-3-05
G-A	185011688 US(COI)	(p-3-05	) =	7-3-05
JVG	170PO09595-US(PM	9-6-9	FINDEL	9-2-05
G-A	954-010350-15 (PAP)	9-3-05	4	9-2-6
900	297-010568-US (PAR)	50-6-9 (	"	9-3-15
552	460-010404-15/PAR	6-3-05		9-3-05
RDG	20010000000000000000000000000000000000	6-2-05	1/	9-2-05
GA	185-011502 US(PAP)	1 6-3-05	US-3MON	9-3-05
G-A	(SPG-010140 JUS(DAP)	(0-3-05		9-3-05
JW	895-011153-18(001)	6-2-05	4	9-2-05
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DATE: 4-6-05 (Cont)

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DIFE
RDG	309-009397-05/201	SO-6-9	US-3mon	9-2-P
HIS	<b>460</b> -010088-US(PAP)	50-1-9	37	9-1-05
6624	538-009766-US(PAI)	50-1-9	11	9-1-05
DWM	1443-009400-US(PAP)	50-1-9	11	80-1-5
H15	950-06920-06P	6-3-05	1,	90-E-b
G-A	871-011372-US (PAR)	(0-3-05	//	G0-8-5
G-A	9411-012025-US(PMZ	6-1-05	Missine Ke	8-1-5
G-A	893-006510-898	1-05	To Poissim	8-1-05
927	<b>858</b> -008700-05(PAR)	6-1-05	Issue Fee	9-1-05
WG	390PU118-8F111090PE	<b>5</b> -35-05	Issue Aubl. Fees	8-25-05
WI	165-01110-63-L	6-2-05	Interview Sum.	7-2-05

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ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DUE
G-A	146-012024-1150010-9HP	50-1-9	Missine Rout	20-1-Q
GC7	1967-CD8889-CD6	30-1-9	Pavison, Prison	9-1-75 NO
SM	MAY CHOID-ORD	) (6-8-CD	Not Non Jampl	7-8-05
GC7	334-010964-05/PAR	30-0-9	10.00	9-6-15
RDG	617 -009973-US(PAR)	G-9-9	7	9-6-05
FIIS	1225-011316-05(PAR)	GD-9-9) (	),	6-9-0
TVG	860-011429-US (PAR)	50-0-0)	1 .	9-10-173
627	140-010714-15(PAR)	50-9-9	//	9-6-05
RDG	690-009608-15(PAR)	50-0-0	US-3MON	9-6-05
907	950-01153-US(PAR)	(20-7-0)	11	9-1-05
HIS	(TOP) 04 584 US (PCT)	6-1-05	1,	9-7-0S
JVG	170POLLAGU-US (PAP)	60-9-9	//	9-6-05
RDG	324 010533-05 (PAP)	CO-9-0)	h .	9-10-03
04.7	PAD 20-00 PI 10-05 CAD	6-6-05	h	9-6-05
J/10	1860 011340-15(PAR)	6-6-05	Issue/Pub Fees	6-9-5
HIS	1297-010345-15(PAP)	(0-4-0)	",	6-6-05
RDG	1000038645(Patc	50-1-9	I 580E (-6E	50-1-5

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ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	ACTION DUE
HIS	1954-007860415(00	(I) (J)-Y-V (II	(1)S-3mOn)	0.8-05
	460-010723315/PM	(5(1,2,0))	2	9-8-05
<u> </u>	309-010332-1XPM	6805		9-8-0
	443-00996615(PM		4	9-7-05
<u>[</u>	860-0116-79 USPR)	6-7-05	d	9-7-05
ROG	460-005934-15(PAR)	6-1-05	100	9-1-09
19	418PO1084008PM	50-8-9	US-I MANI	6-6-05
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7/6	460-010837-USPAP	(6-10-05)	FILD AL	4-10-05
ROG	836 010649 US/PAR	30-6-0	3-MON	9-4-05
45	74784-286-175/PAR	6-9-05	h	6-8-05
*	324-010486-US(PAR)	SQ-01-9	"	9-10-05
115	456-010393-US(PAD)	50-01-0)	190 HOLDE	9-10-05

DATE: 106 (0-14-0

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DUE
G-A	297-01056 4-US(PP)	6-13-15	US-3mon	9-13-75
VG	810-010971-US(PM)	6-4-09	//	9-6-75
THI	898-011457-US (PM)	50-11-9	F10.94	9-10-05

DATE: UPC (0-15-05

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DIFE
171	SU514010-089	12 (a-13-05	Jean Aub Gos	9-13-05
HIS	297-010817-125/PM	0,-13-05	FINDEL	0-13-05
HIS	MJ 57 99500-500	(-13-05	~	9-12-7
Omn	413-010762-(15/PM	(0-13-05	"	9-120
2	142-010-514	(6-13-05	11	9-13-00
DG	886-011160-18PAR	(6-13-1)5	//	9-12-75
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860-011680-US(PAR)	6	6-14-05	h	0-14-05
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ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DIFE
JVG	871-011683-US(PMP)	6-15-05	(NOMS-SU)	0-15-75
733	(94) 90-100-10 (946)	6 (5 (3)	"	0-15-05
CC2	10-0910 324-05010	6-13-05	),	0-10-9 7
Sm	135-01118/1019COI	6-15-05	7 /	9-10-D
GCZ	810-010558-115(PM)	9-12-05	1001	9-15-05
RDG	309-010118-US(PAR)	(0-15-05	11	5-5-5
RDG	1460-008437-US(PAR)	50-91-0)	//	6-3-6

DATE: MON 6-30-05

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DIF
7	1460-010890-US/PAR)	9-91-9	FINAL	9-11905
HIS	1460-0100 0210-02H	6-17-05	//	9-1-6
GC7	297-010978-US(AR)	6-11-05	//	2-1-0 2-1-0
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RDG	334-0101010-488	(20-0)1-0)	Advisory Action	8-8-75.00
JV6	200-00883045 (PR)	6-17-05	Not Non-Comp	7-17-05
7-4	893-05220-698	6-17-05	Missing Park	8-17-56
G-A	893-01223-US(PAP)	6-16-05	7, 0	8-16-05
3CZ	70-01145241S(PAR)	50-91-9	US-3MON	9-16-05
GC2	113-010-5114	6-15-05	**	9-15-05
GC7	324-010968-US(TO)	6-16-05	h	のイントの
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のエ	297-010843-US (PAI)	(6-30-05	7	\$V-000
HIS	460-010010-05/PM	- 20-05-0)	19-51)	
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Sm	185-011035 USPAR	(6-21-05	DON'SOUR PLANS	70 3781-1
902	T70P00958848 RT	6-21-05	115-3mon	Q-0-0-0
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G-A	941-012051-14P	J-18-0)	Missing 12 H	50-10-0
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ATTY.	11/6	GC7	G-7			,				

DATE: MON. (4-27-05

DAILY MAIL LOG

DATE ACTION DUE	7-12-05							
ACTION DUE	Advisory Action							
DATE MAILED	50-86-9							
P&G DOCKET NUMBER	044-010803-13(PM)							
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DATE: LUC 7-5-05

ATTY.	P&G DOCKET NIMBER	DATE MAII ED	THE NOTICE	DATE
G-A	324-010911-12(DAD)	SU-LC-9		ACTION DUE
G-A	413-010125-15(PAP)	(6-28-15		6-38-05
<b>S</b> mW	460010812-US(PAR)	6-29-05	•	6-26-6
GCZ	390.010852.US(PAR	(,-23-05	4	9-23-75
JVG	390-00876456/PAP	(0-23-05)	1,	9-23-05
H15	1297-010484-05/PAP	6-23-05	η	9-23-05
JVG	1871-01141-135 (PAR)	C)-0C-9)	US-3MON	9-20-05
H15	460-010909-US (PAR)	GO-4C-0)	11	6-24-06
500	(AAC) SU-CECOIOGEIH	SO-8C-")	11	9-28-05
G-A	1460-01086015(PAR)	(2)-1-6	h	9-27-05
GCZ	1460-010814-15 PAP	50-PC-9	4	6-28-05
627	858-010347-TVS(PAR)	(0-29-05	ln	9-39-05
GCZ	8000000031-15 (PA)	6-24-05	11	9-29-05
602	835-010877-15(PAR)	6-28-05	1,	9-28-05
116	858-009953-15(co.)	6-2805	1/	9-28-05
900	1324-010620-15(PAR)	6-2400	h	G-24-05

DATE: 7-5-05 (COLUT)

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DUE
G-A	785-012112-05(COI)	SO-45-9	US-3MON	90-7C-6
G-A	785-011065-US (PAR)	6-73-05	"	9-23-05
6-4	460-010860-05(PAR)	30-16-0	"	9-27-55
607	(SAY-0112-14-05)	30-16-0)	1	9-27-CB
6-4	(39-01-100C10-86)	20-18-9	Missinc Rect	8-27-05
(Jim)	390-010210-056(01)	(-73-05	Missi Ac Parts	8-23-05
G-A	886-012250-05(PA)	6-29-05	0 "	39-05
G-A	324-012235 US (PAR)	6-24-05	,	8-34-05
G-A	893-012249-US (BAR)	6-24-05	. //	8-39-05
64	893-012248-US(PAD)	6-34-05	h	8-29-05
6-4	684-013326-US (PAR)	G-74-05	',	8-34-05
(5-A	324-010607-US (PAR)	6-23-05	Tasve/Dub Fee	9-23-CB
GCZ	460-01000945(co1)	6-23-05	11	G-33-05
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DATE: Wed 7-6-05

## DAILY MAIL LOG

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DUE
GC2	954-010328-US(PM)	7.1-05	US. 2 MONTH	9-1-05
JW.	[390PO11010 48(ED)]	50-1-6	115-3 man	(0-1-05)
TVG	860-011054-15(PA	00-08-9		<b>6</b> -2/1/5
TW.	390-011251-USPAD	6-30-05	11	9-30-08
A-2	945-011610-CS(PAP)	6-30-05	'	9-30-05
225	1297-010954-15PG	(6-30-05	118-Fings,	6-20-05
ROG	446PO10841-15(DB)	(S)-(Y-0)	Not Omitted I tons	8-74-8
J-4	1881-01225-USP	(0-30-05	Missing Parts	20-02-8
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MWQ	100-00931311SPAD	7-1-6		
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DATE FFI 1-8-05

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779	PMS0.46010-119	3-5-1	US-3 MON	JO-7-01
JM	340-009059, US (PAIZ)	3-C-US	"	5-6-01
RDG	324-010114-US(PAR)	7-5-C	F1 10 10 1	10-10-01
JW	390-011306+15PA	7-6-05	4	10-6-05
HIS	413-010748-US(PAP)	7-6-05	US-3MON	10-6-03
4-5	886-012234-US(PAR)	SO-9-L	Missing Byts	6-6-03
			0	

DATE: MON. 71-11-05

## DAILY MAIL LOG

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DIF
CCZ	185-0,2033-18(0)	7-8-05	1200 + 120 1200 + 1200	8-8-1
E H	257-011351-US(PAP)	J-7-05	FINAL	50-L-01
907	836-009469-CS/PAP	7-8-05	``	10-8-0-
(j.	#60-010517-US(PAR)	7-8-05	118-3 mon	10-8-05
H15	1300090090Cr	2) 7-4-05	11	10-6-05
(9CL	JAPOOGOLLOS (BAP)	7-6-05	1/	10-6-05
525	460-010348-US(PAP	C/-%-L (		10-6-05
G-A	886-012011-US/PAP	7-7-05	Missing Hert	9-1-6
H15	1460-01010-05/US	7-7-05	File Corrected Bross	9-1-03
W)	390P011831-US (PAR)	50-1-1	Missin Bits	9-1-05
G-A	893-012238-15(101)	G0-8-L	0 "	9805
225	(781-011984-15 (PAP)	7-8-05	1,	9-8-05
G-A	836-016C1C-058	3-8-6	11	9-8-05
RDG	981-012006-1X (PAP)	7-8-05	//	9-8-05
G-A	939-012263-US(PAZ)	7-8-1	"	20-8-05
	1445-011075-US (PAR)	20-1-1	Joseph / Pop Fee	10-7-(35

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DATE: THUF. 7-14-05

### DAILY MAIL LOG

GC7 460-010421-15 (PAR) JM 257-01175-15 (PAR) RDG- H46-01602-15 (PAR) RDG- 1460-010971-15 (PAR) RDG- H60-010971-15 (PAR) RDG- H60-010971-15 (PAR) RDG- H60-010971-15 (PAR) RDG- H60-010971-15 (PAR) GCZ 886-012064-15 (PAR) GCZ 690-0094-15 (PAR) SM 044-010457-15 (PAR)			
	3-01-1, - 12H	Davison, Dotion	Q DO DOE
	AR	10+0+0M-000	0-08-1
8	PAP	1200 + 1500 N	0 - 11 - 0
	AP) (	US-SMON	
	1-15(PR) 7-12-05	11	10-12-77
	US (PAP) 7-12-05	US-FINAL	SU-CI-()
	HS(PAP) 7-11-05	//	50-11-01
	(PAP)	"	J-61-01
	(PAR)	Missinc 18rts	10-12-CD
	6-US(BAR) 7-11-US	0 1	50-11-6
	4-US(PAK) 7-11-05	Missinc 12ec 4	9-11-05
	6-US (PAR) 7-11-05		10 tion 10 7-19-13
SM OUL-CIOUST-US (PAR	5-15-10 [MA]	K	9-11-0
	15 (PAP) 1-11-(75)	10000	10 VON
BK/6CZ 873-011428-US(PAP)	M		10-12-05
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DATE: Fri - 7-15-05

				DA Târ
ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	ACTION DUE
77(5	871-011743-US(PAR)	7-13-05	NOWE-SU	10-13-05
67	(w)/50/840500-00C	7-13-05	11	50-8-01
5-A	893-011349-US (PAR)	3-11-1		10-13-05
Smy	18-28-0018-55-(1001)	7-12-05	11	(C)-(C)-(C)
GCZ	1992-009335-UX(PAR)	7-13-05	USFINAL	10-(3-65
		-		
		T		

DATE: 1065

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DITE
HIS	324-010233-15 (AP)	7051-L	DAVISON DATES	
229	442-010429-128 PAP	50-51-6		8-7-03
G-A	886-011595-US (PAP)	7-14-75	175-2 MON)	\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\
6-4	and/50-4600-988	7-15-05	MISSING Parts	9-12-75
6-4	324-012237-US(PAP	50-SI-L	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	9-15-05
DMM	324-010-4CE	SO-11-L	FINDEL	SC-41-01
G.A	413-010-314	7-15-15	135-3mon	10-15-05
307	324-010115-US(PAP)	20-51-1		10-01-01
3CZ	PAPOPOLIH WY-US (PAPO)	50-41-6	1	50-81-01
J/G	390P010255-US(PAP)	5(-41-6)	h	(JC-71-01
DX(402	723P010046US(PAR	30-41-L	1)	10-14-05
RDC	460-00998645PAR	50-11-6	18818 AM Togs 10-14-05	10-11-05
ROG	1950-011156-US (PAR)	7-15-(		10-10-01
Y	925-004023-15/PAP	7-15-05	Tasip Go M.	0000
		## +		)

DATE: Wed. 7-20-05

DAILY MAIL LOG

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DITE
GCZ	473-010387-US/QQ	7-18-115	Advisor, Dotion	20-81-01
5-4	_	20-875	1204 + ACA	8-8-8
				2

DATE: 7-01 Thur

1				
	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DIF
	858-010043-US(PIR)	7-19-05	Pavison Dotion	0050-51-01
	DMW/ 1460-00936815 (PAI)	- 50-51-6	1890 Fee	10-19-05
	297-009211-15 (PAR)	C0-51-L	1	10-19-05
	860-01133345 (PAP)	7-18-05	TSSUP AIN FOR	10-14-01
	324-010115-15AM	1-15-05	US-SMON/	10-15-05
		•		
ı				

LED ACTION DUE ACTION DUE  DE 9 9-20-05  S	L
Missing Parts  " " " " " " " " " " " " " " " " " "	DATE MAILED
1. 0 " " " " " " " " " 1. 1. 280e/Dub. Fees 1	7-30-05
7. 1580e/Dub Fees 1	7-20-CF
1580e/Pub. Fees 1	20-05-L
Tsave/Dub Fees 1	30-02-L
Tssue/Pub Fees	7-20-05
	7-30-05
	50-18-L

DATE: MON

P&G DOCKET NUMBER		DATE MAILED	ACTION DUE	DATE ACTION DUE
858-010124-15(PM)	. '	7-21-05	Advisory Action	840500
(Part)		J-21-05	Missing 200.+	9-21-05
390P01054545(PM)		7-21-05	Missincopart	9-21-05
684-012302-US (PAP)			O ''	9-18-6
(01) SU- LL LIIO- H89		7-21-05	Y	9-21-05
684-012399-US (PAR)		7-33-05	4	9-22-75
893-012203-05101		7-22-03	)1	9-22-05
945-012303-US(PM	i	7-23-05	"	9-22-05
140 SIGNECIO-05H		7-22-05	//	977cc-9
393-01010-C8(BAR)		7-21-05	FIUAL	10-21-05

DATE: WOO

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DIF
5	8 3-011174-US (PR)	7-23-05	18-3 MAN	10-23-75
MG	860-011333-05	50-66-L		A-55-01
SM	1090-0119110-0PD	7-22-09	"	J
-	ASSETTEN I CARR			
RDG	RYBRUIDSII-US (PAP)	7-22-05	FINJAC	10-22-05
5-4	684-012300-USPAP	7-25-05	Missing Parts	9-25-05
(G	297-7010-12(PAR)	7-25-05	Deiton Option	9-3-05
3VG	460-00953415(PAC)		\ \ \ \ \	50-51-L
H 15	<b>996</b> -010339-05/PM	CD-35-CD	100 L	10-35-05
Brow	297-010346-15(AR)	7-35-05	11	10-25-05
HIS	297-009078-US (PAR)	7-35-05	1.75 -3 mon	10-25-05

DATE 1 HUR 7-28-

ATTY	P&G DOCKET NIMBED	DATE WAII ED		DATE
		DATEMATED	ACTION DOE	ACTION DUE
	8 140 230-CX	7-35-05	Missir Yark	9-26-75
G-A	945-012313-US(PAR)	J-26-15	0 "	0-2/6-05
ı	390-011420-05/PAD	7-26-05	13-3MOK)	50-70-01
JVG	836-010509+15(PM)	20-0/C-L	7 4 1	10-01 10-01

DATE: MON. 8-1-05

RD5 690-009513.1XPM 7-27-05 Advisory Action 3V6 960-010852.05PM2 7-28-05 6CZ 390-010852.05PM2 7-28-05 RDC 836-01000.08PM2 7-26-05 DNG 390-010198-05PM2 7-26-05 JM 390-011958-05PM2 7-26-05 RDC 297-010102-05PM2 7-26-05 RDC 297-0101058-05PM2 7-26-05 RDC 324-0101058-05PM2 7-26-05 RDC 324-0101058-05PM2 7-26-05 H1S 324-0101058-05PM2 7-26-05 H1S 324-010104075PM2 7-26-05 H1S 324-010104075PM2 7-26-05 H1S 324-010104075PM2 7-26-05 GCZ 371-010104075PM2 7-26-05 H1S 324-0101058-05PM2 7-26-05 H1S 324-010106-05PM2 7-26-05 H1S 324-010106-05PM2 7-26-05 H1S 324-010106-05PM2 7-26-05 H1S 324-010106-05PM2 7-26-05	ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DUE
290-011614-05 (PAR) 1-38-05 "" "" "" "" "" "" "" "" "" "" "" "" ""	RDS	MAX1. 513500-000	20-LC-L	Advisory Artion	8 - 10-05
290-010852.US(PAP) 1-28-05 "  8310-010100-US(PAP) 1-29-05 DNGS  290-010458-US(PAP) 1-29-05 Not Inc. Responsible to the second of	376	860-011614-US/PAR)	, 1-38-05	フヾ	8-18-05
240-010100-US (PAP) 1-34-05 DWGS 340-011458-US (PAP) 1-34-05 US-1 MON-The Personal State of the Proposition of the Paper o	GCZ	390-010852-US (PAP)	7-38-05	4	9-23-05
340-01067545 (PAR) 7-39-05 (US-11MON 340-011458-US (PAR) 7-35-05 Not. Inc. Resing B 340-009396-US (PAR) 7-35-05 Missing B 340-009396-US (PAR) 7-35-05 Tesue/Publ 1 324-010103-US (PAR) 7-35-05 (US-3 MON 324-0107519-US (PAR) 7-35-05 (US-3 MON 324-0107440-US (PAR) 7-35-05 (US-3 MON 325-009943-US (PAR) 7-35-05 (US-3 MON 325-05-US (US-3	225	<b>460</b> -010100-US (PAP)	20-FG-F	DWGS	9-27-05
390-011458-US (PAR) 7-35-05 Not. Inc. Resince	RDG	9	7-24-05	US-1 MON	8-29-05
390-009396-05(#1) 7-25-05 Missing B 390-009396-05(PAR) 7-25-05 Tesce/Publionary And Andread A	Jun	390-011458-US (PAR	7-26-05	Inc.	\$(7:50-
340-004346-US (PAR) 7-35-00 TESUE/PUDI (PAR) 7-36-05 ("" "" "" "" "" "" "" "" "" "" "" "" ""	AW	$\sim$	7-25-05	Missinc Arts	9-29-05
297-010103-05 (PAR) 7-38-05  235-010508-05 (PAR) 7-38-05  324-010508-05 (PAR) 7-38-05  324-0107-05(PAR) 7-38-05  325-011258-05(PAR) 7-38-05  325-010440-05(PAR) 7-38-05  2996-009943-05(PAR) 7-38-05  20-009943-05(PAR) 7-38-05	E P	390-009396-US (PAB)	7-29-00	140	10-29-58
235-C1C578-15(PAP) 1-37-05 (**)  291-00950445(PAP) 1-37-05 (**)  324-0107070708(PAP) 1-38-05 (**)  325-011258-15(PAP) 1-38-05 (**)  325-010440-15(PAP) 1-38-05 (**)  205-05-7 (PAP) 1-38-05 (**)	22	297-010102-US (PAR)	7-38-05	11,	10-28-05
324-01950415(PAP) 1-31-05 Exam's A 324-01070107010707-05 1.5-3 mon 325-011258-15(PAP) 1-38-05 ", 3294-010440-15(PAP) 1-38-05 ", 2996-009943-15(PAP) 1-39-05 ",	RDG	(PAP)	7-37-05	b	(2)-1.6-01
324-010707-05/MC 7-27-05 () 325-011258-15(PAR) 7-28-05 324-01044045(PAR) 7-28-05 2-26-07 (PAR) 7-28-05 2-20-05-17 (PAR) 7-29-05	RDV	297-009504-15 (PME)	20-re-r	V	9-27-CE
225-011258-US(PAR)	KDG	37-LOLO10-HCE	CO-LC-L	US-3 MON	20-16-01
234-010440-66(PAP) - 896-009943-15(PAP)	(5. <del>1</del> 1	225-011258-US(PAP	7-38-05	(1)	10-28-05
F96-009943-15(PAR)	HIS	324-010440-18(PAD	1-28-05	//	10-2K-()5
MAD-COMINGOLD (MAD)	P/P/		7-29-05	//	10-85-05
	602	170PO11467-15(PAP)	7-29-05	η	10-29-05

DATE: MON. 8-1-05 (CONT.)

## DAILY MAIL LOG

				DATE
ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	ACTION DUE
H15	460-010381-US(PAP)	27-7-	US-3 MON	50-LC-01
Q05	297-005893-15(W	7-27-05	1)	10-27-05
6-4	1334-010634-13(Pag)	9-12-L	1)	30-LC-VI
DWM	324 010361-US (PAD)	20-re-r	//	10-7-05
DWC	40010889-15(PAR	37-05	//	CO-FC-01
H15	886-009810-05(PAR)	J-34-02	115-FINAL	10-24-75
JVG	460-009628-US/PAR	50-68-6	11	10-29-05
957	(170PODGINES US(RT)	50-6C-L	11	50-56-01
H15	836-010303-US(PAR)	S0-56-L	11	10-26-05
F5	400-0100-05 (040)	50-LE-L	1)	30-18-01

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DATE: Wed 8-3-05

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DUE
3-A	785-013328-US/PR)	39-76-r	Missinc Art	8-28-VE
TW	879P0118 43 115 PM	<b>8</b> -1-05	0 %	S()-1-01
146	528-0097605	8-1-05	TSSIP AND FOR	1-1-(3)
		,		

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DIFE
ROG-	(385-0115-05/DAR)	8-2-05	Advison, Action	8-23-05
967	528-010128-US(PA)	1 8-02-05	176-81	60-60
J.W	390-013303-US(PAP)	8-2-05	Missing Water	) SC-C-01
G-A	945-012315-US(PAR)	8-2-05		
Cilled	390-011458-US(TO)	8-2-05	//	20-0-01
505	684-0122554S(PAP)	8-2-05	"	10-2-05
RDC5	(00) XTL9h010-09H	8-9-03	156/16 FOOM S. H. Cock	V(-C-1
GCZ	838-00804-05/04	8-105	159.00	5(7-1-1)
ROG	[385-01179-05(PAP)	5-0-6	1551 Publ 600	SC (
)				7

DATE: MON. 8-8-05

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ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	ACTION DUE
TWG	871-011405-11S/PAR	8-3-05	US-3MON	11-3-15
HIS	324-010518-05/PM	8-3-05	11	11-2-02
WIT	390-011658-US(PM)	8-3-05	Mission Part	10-2-05
G-A	939-012029-05/PAD	50-56-1	Missing No.	6-29-25
505	1460-010-02-1-15/PANT	8-3-05	178-3140N	11-3-05
G-A	836-010050-18 PM	8-5-05	1,	11-5-17
Sm	044-010803-15/PA	8-5-75		11-5-17
RDG	770009596-15 PAR	3-4-05	7021	SU-1-11
907	297-009503 US (PAP)	8-5-05	1850e PP	11-5-17
TMG	860-011073-(BAP)	8-5-05	Issue/All Fors	1-5-11
DWO	413-010836-US (PAR)	8-4-05	5	S(J-H-)1
50	1490-012242-US(PAR)	S-4-05	Missinc Parts	CO-11-01
3-A	830-012322-US/PA	8-5-05	0	10-5-07

DATE | Wed 8-10-05

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DUE
2/6	8-110110 1-8	50-8-8	US-FINAL	1-8-17
RDG	528-009769-05(PAP	8-8-05	118-3MDN	11-8-13
G-A	1989/SU-400010-58L	8-2-05	Missin Parts	SO-C-0)
225	460-00833545(00)	8-8-05	Advison Action	8-26-00
THE STATE OF THE S	$\sim$	8-8-05	15502/PVB Fees	50-8-11
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DATE: Fri 8-11-05

				TA YEE
ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	ACTION DUE
ROG	997-009381-US(PAR)	50-6-8	Advison, Prince	9-3-05
607	442-008455-US(00)	G()-17-75	Dwa Tarons	Q-17-B
J.	390-011307-US (PAR)	50-b-8	ā	50-5-11
J/G	309-DIDID4-15 (PAR)	30-6-8	/1	11-9-15
\$	297-009900-12(PAR)	50-8-8 (	US-2MON	50-8-11
76	460-010929-US (PAR)	8-05	()	60-6-11
415	324-010422-US(PAR)	G-6-8	1	9-6-11
SCZ	160-008876-US (PAR)	50-6-8	US-FINDA	30-5-11
G-A	185-01130-381	8-9-05	Missing Parts	10-9-01
118	886-011493-15 (PA)	8-9-05	1 8/10/09/15 Tax	20-5-11
M	(90-011188-US (PAR)	50-8-8	" /	S()-8-11
_ B	390-011218-US/PAP	6-9-05	Isom/Pobless/Dus	11-9-05
NG	297-P21800-1PC	3-9-05	T3500 (766 0	11-9-11
502	442-010567-US (PAP)	8-8-05	ONG INCORS.	9-8-65
		)	О	

DATE FFI - 8-12-05

DAILY MAIL LOG

				DATE
ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	ACTION DUE
GC7	835P010875-US(PR)	8-10-05	Advisor, Deta	11-4-CC DD
ROG	324-01035/2-US(PAR)	8-10-05		10-7-0500
G-A	My 20-819110-129	8-10-05	US-2mon	J
G.A	1893-011876-18 Pan	8-10-75	`	VO-01-11
30.7	810-010-018	8-10-05	//	(0-0)-11
GCZ	858-451010-858	8-10-05	``	11-10-05
ROG	490-009156 15/PM	6-10-05	Fxam's Ans. or	77-0-01
602		8-10-05	Missing	(-0-01
			0	

DATE: 106S 8-16-05

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DITE
Omi	891-011338-15 (PAR)	8-13-CB	FINAL	11-12-05
HIS	MACOLONODAGUS (PAP)	8-13-05	Advison, Action	QC SO- H - 11
GCZ	1329-1329-15/PM	8-11-05	つ~	8-31-05
HIS	(JK) 570CH500-09H	8-11-05	US. SMCM)	50-11-11
522	1225-010941-15(PAP)	8-11-05	h	(7-11-1)
SM	620-011019-US(PAR)	8-13-05	h	10-61-11
JVG	1945-01232415(PAP)	8-12-05	Missinc Arts	50-61-01
5-A	1010-012 330.05PAR)	8-11-05	0 ''	10-11-05
i	1886 CHILDOUS(PAR)	18 J. S.		
52	862-011034-US(PAP)	8-12-05	Issue/Auh Fees	11-12-05
		-		

DATE: THUT

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DITE
HIS	297-02856-15/PM	8-110-05	ISSUR/BON/Ees	11-16-05
J/G	10001890-05PM	CO-01-8 (	Missins 1914	10-16-05
307	684P01183045(PAR)	8-16-05	0 %	10-16-05
JVG	7100009575-US(PAR)	8-16-05	Advison Action	9-2-05
SDG	M43-010-644	8-16-05	JAN J	00-91-11
307	<b>886</b> -010623-156PAR	8-16-05	//	30-91-11
206	297-010153-US(PAR)	8-16-05	US-3 MON	11-16-05
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DATE: Fri 8-19-05

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DUE
2015	390P011660.US(PAR)	8-17-05	Missing Parts	20-11-01
S S	390-01-12501-10-09R	6-17-05	0 "	50-61-01
GCZ	413-010989-US(PA)	3-16-05	US-3mon	11-16-05

DATE: MON. 8-22-05

DAILY MAIL LOG

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DUE
HIS	MYSU-CHEOIO-OOH	3 8-18-05	Interveni orum	9-18-05
JVG	460-008439-USPM	50-51-8	1	50-51-6
Om.)	324-010446-US (PAR)	8-18-05	7001	11-18-05
3C7	810-010558-US (PAR	8-19-05	Advisory Action	9-15-05
709	HHD-008455-US(COI)	8-11-0 <del>5</del>	Dwc Inc	9-17-05
JVG-	770P011893-05 (PAR)	50-61-8 (	Missinc Parts	10-19-05
G-A	886-011685 US(PAR)	8-19-05	0 ;	50-61-61

DATE: Wed 8-24-05

DAILY MAIL LOG

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DIFE
RDG	538-00860545(PA)	8-20-65	US-3MON	B-CE-11
376	871011168+15 (PAR)	8-22-05	11	50-00-11

DATE Fr. - 8-26-05

DAILY MAIL LOG

ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DUE
RIX	(JRC) 501- LE(DIO-EIH)	8-23-05	FINAL	11-23-(35
HIS	19975U-1010-105(Pre)	8-23-05	11	11-23-05
NG-	860-011849-US (PAR)	8-23-05	US-3MON	11-23-05
MG	140 -009524-15 (PAP)	8-23-05	11	11-23-05
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DATE: MON. 8-29-05

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ATTY.	P&G DOCKET NUMBER	DATE MAILED	ACTION DUE	DATE ACTION DUE
977	297-LEEOIO-LBC	8-34-05	FIUAL	CV-46-11
10 CC	858-00945445(PAP)	8-23-05	US-3mon	11-23-05
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J/G	860-011162-US (PAR)	8-24-05	US-3MON	50-70-11
307	1460-010145-US (PAD)	8-26-(T)	14014	11-2/0-17
7/2	617-010007-15/04/	8-23-(D	US-2MOW	11-53-05
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<b>376</b>	871-011394-US(PAD), 1	8-25-05		
667	371-010255-US(PAZ)	8-25-05	1 1	1-25-02

DATE: 1200 8-31-05

DAILY MAIL LOG

DATE ACTION DITE	10-29-CF							
ACTION DUE	File Corr. Papers							
DATE MAILED	8-24-05							
P&G DOCKET NUMBER	RTI-OISBECIO-ILS							
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Monday, March 27, 2006

Case Number: 954-007861

Country: US

SubCase: D01

Client: IBM YORKTOWN/AGENCY

United States of America

Case Type: DIV

Application Status: Published

Area(s):

**Application Number:** 09/832,488

Filing Date: 11-Apr-2001

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**Patent Number:** 

**Issue Date:** 

Publication Number: 01-0013051

Publication Date: 09-Aug-2001

**Priority Number:** 09-152426

Priority Date: 10-Jun-1997

Tax Schedule: LE

**Expiration Date:** 

**Tax Start Date:** 

Agent:

**Agent Reference No.:** 

File Establishment Date: 10-Apr-2001

**Storage Company:** 

File Location: P&G

**Box Number:** 

#### **List Of Actions**

Action(s) Du	Due Date		Action Taken
Foreign Filing Reminder	10-Dec-1997	Due Date	
Foreign Filing Due	10-Jun-1998	Final	
Request for Examination	10-Jun-2000	Due Date	
TO BE PREP	10-Jun-2001	Due Date	11-Apr-2001
Information Disclosure Stmnt	11-Jul-2001	Due Date	12-Dec-2001
POST CARD RECEIVED	11-Oct-2001	Due Date	30-Apr-2001
Information Dis Follow Up Date	12-Jun-2002	Due Date	17-Jan-2002
Application Status Check	11-Oct-2002	Due Date	
3 MON RESPONSE	17-May-2004	Due Date	17-May-2004
I MON EXTENSION	17-Jun-2004	Due Date	17-May-2004
2 MON EXTENSION	17-Jul-2004	Due Date	17-May-2004
6 MON FINAL	17-Aug-2004	Final	17-May-2004
DUE DT-ELECTION	08-Oct-2004	Due Date	04-Oct-2004
IMON EXTENSION	08-Nov-2004	Reminder	04-Oct-2004
POST CARD RECEIVED	17-Nov-2004	Due Date	04-Jun-2004
2MON EXTENSION	08-Dec-2004	Reminder	04-Oct-2004
3MON EXTENSION	08-Jan-2005	Reminder	04-Oct-2004
FINAL DEADLINE	08-Feb-2005	Final	04-Oct-2004

<b>Country Application</b>			Monday, March 27, 2006
ONE MONTH REPLY	16-Mar-2005	Due Date	23-Feb-2005
POST CARD RECEIVED	04-Apr-2005	Due Date	14-Oct-2004
POST CARD RECEIVED	23-Aug-2005	Due Date	07-Mar-2005

User ID: CONRAD

Date Created: 10-Apr-2001

Last Update: 05-Dec-2001



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United States Patent and Trademark Office
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/832,488	04/11/2001	Akifumi Nakada	954-007861-US (D01)	1276
2512 RDS 75	90 · 03/02/2006		EXAM	INER
PERMAN & (	<del></del> -		BHATIA,	AJAY M
425 POST ROA FAIRFIELD, C			ART UNIT	PAPER NUMBER
17th 1225, C			2145	

DATE MAILED: 03/02/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



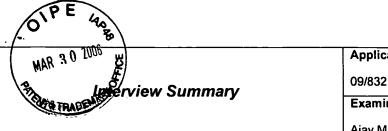
#### **Notice of Abandonment**

Application No.	Applicant(s)
09/832,488	NAKADA ET AL.
Examiner	Art Unit
Ajay M. Bhatia	2145

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:
. ☑ Applicant's failure to timely file a proper reply to the Office letter mailed on <u>15 June 2005</u> .  (a) ☐ A reply was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply (including a total extension of time of month(s)) which expired on
(b) A proposed reply was received on, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
(c) A reply was received on but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
(d) ⊠ No reply has been received.
2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
(a) The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
(b) The submitted fee of \$ is insufficient. A balance of \$ is due.
The issue fee required by 37 CFR 1.18 is \$ The publication fee, if required by 37 CFR 1.18(d), is \$
(c) The issue fee and publication fee, if applicable, has not been received.
Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
(a) Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.
(b) No corrected drawings have been received.
. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
5. The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:
1 International Contractions of the Contraction of
JASON CARDONE
SUPERVISORY PATENT EXAMINER

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.
U.S. Patent and Trademark Office
PTOL-1432 (Rev. 04-01)



Application No.	Applicant(s)			
09/832,488	NAKADA ET AL.			
Examiner	Art Unit			
Ajay M. Bhatia	2145			

All participants (applicant, applicant's representative, PTO personnel):	
(1) <u>Ajay M. Bhatia</u> .	(3)
(2) <u>Geza C. Ziegler, Jr (44,004)</u> .	(4)
Date of Interview: 23 February 2006.	
Type: a)⊠ Telephonic b)☐ Video Conference c)☐ Personal [copy given to: 1)☐ applicant 2)☐	applicant's representative]
Exhibit shown or demonstration conducted: d) Yes e) If Yes, brief description:	] No.
Claim(s) discussed: None.	
Identification of prior art discussed: None.	
Agreement with respect to the claims f) ☐ was reached. g) ☐	was not reached. h)⊠ N/A.
Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: <a href="Examiner contact applicant's representative about the status of the case since applicant has not filed a response to non final action mailed 6/15/2005.">6/15/2005.</a> Applicant's representative told examiner that	

they have not received the action. Examiner told applicant that they would have to revive the case. Therefore the examiner would abadon the case to allow applicant to file a petition.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

JASON CARDONE SUPERVISORY PATENT EXAMINER

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

amiher's signature, if required

#### **Summary of Record of Interview Requirements**

Manual of Patent Examining Procedure (MPEP), Section 713.04, Substance of Interview Must be Made of Record

A complete written statement as to the substance of any face-to-face, video conference, or telephone interview with regard to an application must be made of record in the application whether or not an agreement with the examiner was reached at the interview.

#### Title 37 Code of Federal Regulations (CFR) § 1.133 Interviews Paragraph (b)

In every instance where reconsideration is requested in view of an interview with an examiner, a complete written statement of the reasons presented at the interview as warranting favorable action must be filed by the applicant. An interview does not remove the necessity for reply to Office action as specified in §§ 1.111, 1.135. (35 U.S.C. 132)

37 CFR §1.2 Business to be transacted in writing.

All business with the Patent or Trademark Office should be transacted in writing. The personal attendance of applicants or their attorneys or agents at the Patent and Trademark Office is unnecessary. The action of the Patent and Trademark Office will be based exclusively on the written record in the Office. No attention will be paid to any alleged oral promise, stipulation, or understanding in relation to which there is disagreement or doubt.

The action of the Patent and Trademark Office cannot be based exclusively on the written record in the Office if that record is itself incomplete through the failure to record the substance of interviews.

It is the responsibility of the applicant or the attorney or agent to make the substance of an interview of record in the application file, unless the examiner indicates he or she will do so. It is the examiner's responsibility to see that such a record is made and to correct material inaccuracies which bear directly on the question of patentability.

Examiners must complete an Interview Summary Form for each interview held where a matter of substance has been discussed during the interview by checking the appropriate boxes and filling in the blanks. Discussions regarding only procedural matters, directed solely to restriction requirements for which interview recordation is otherwise provided for in Section 812.01 of the Manual of Patent Examining Procedure, or pointing out typographical errors or unreadable script in Office actions or the like, are excluded from the interview recordation procedures below. Where the substance of an interview is completely recorded in an Examiners Amendment, no separate Interview Summary Record is required.

The Interview Summary Form shall be given an appropriate Paper No., placed in the right hand portion of the file, and listed on the "Contents" section of the file wrapper. In a personal interview, a duplicate of the Form is given to the applicant (or attorney or agent) at the conclusion of the interview. In the case of a telephone or video-conference interview, the copy is mailed to the applicant's correspondence address either with or prior to the next official communication. If additional correspondence from the examiner is not likely before an allowance or if other circumstances dictate, the Form should be mailed promptly after the interview rather than with the next official communication.

The Form provides for recordation of the following information:

- Application Number (Series Code and Serial Number)
- Name of applicant
- Name of examiner
- Date of interview
- Type of interview (telephonic, video-conference, or personal)
- Name of participant(s) (applicant, attorney or agent, examiner, other PTO personnel, etc.)
- An indication whether or not an exhibit was shown or a demonstration conducted
- An identification of the specific prior art discussed
- An indication whether an agreement was reached and if so, a description of the general nature of the agreement (may be by attachment of a copy of amendments or claims agreed as being allowable). Note: Agreement as to allowability is tentative and does not restrict further action by the examiner to the contrary.
- The signature of the examiner who conducted the interview (if Form is not an attachment to a signed Office action)

It is desirable that the examiner orally remind the applicant of his or her obligation to record the substance of the interview of each case. It should be noted, however, that the Interview Summary Form will not normally be considered a complete and proper recordation of the interview unless it includes, or is supplemented by the applicant or the examiner to include, all of the applicable items required below concerning the substance of the interview.

- A complete and proper recordation of the substance of any interview should include at least the following applicable items:
- 1) A brief description of the nature of any exhibit shown or any demonstration conducted,
- 2) an identification of the claims discussed.
- 3) an identification of the specific prior art discussed,
- 4) an identification of the principal proposed amendments of a substantive nature discussed, unless these are already described on the Interview Summary Form completed by the Examiner,
- 5) a brief identification of the general thrust of the principal arguments presented to the examiner,
  - (The identification of arguments need not be lengthy or elaborate. A verbatim or highly detailed description of the arguments is not required. The identification of the arguments is sufficient if the general nature or thrust of the principal arguments made to the examiner can be understood in the context of the application file. Of course, the applicant may desire to emphasize and fully describe those arguments which he or she feels were or might be persuasive to the examiner.)
- 6) a general indication of any other pertinent matters discussed, and
- 7) if appropriate, the general results or outcome of the interview unless already described in the Interview Summary Form completed by the examiner.

Examiners are expected to carefully review the applicant's record of the substance of an interview. If the record is not complete and accurate, the examiner will give the applicant an extendable one month time period to correct the record.

#### **Examiner to Check for Accuracy**

If the claims are allowable for other reasons of record, the examiner should send a letter setting forth the examiner's version of the statement attributed to him or her. If the record is complete and accurate, the examiner should place the indication, "Interview Record OK" on the paper recording the substance of the interview along with the date and the examiner's initials.

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#### **BEST AVAILABLE IMAGES**

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